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11 Attorneys for Defendant, ALEXANDER SMIRNOV

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA

10 * * * * *

11 UNITED STATES OF AMERICA,)
12 Plaintiff,)
13 v.) CASE NO. 2:24-CR-00091-ODW
14 ALEXANDER SMIRNOV,)
15 Defendant,)
16 _____)

16 **DEFENDANT'S SUPPLEMENT TO**
SECOND RENEWED EMERGENCY *EX PARTE* MOTION (ECF No. 70)

17 COMES NOW, Defendant, ALEXANDER SMIRNOV ("Mr. Smirnov"), by and through
18 his attorneys, DAVID Z. CHESNOFF, ESQ., and RICHARD A. SCHONFELD, ESQ., of the law
19 firm of CHESNOFF & SCHONFELD and hereby files this Supplement to Defendant's Second
20 Renewed Emergency *Ex Parte* Motion (ECF No. 70; filed May 21, 2024)

21 Dated this 22nd day of May, 2024.

22 Respectfully Submitted

23 CHESNOFF & SCHONFELD

24 /s/ David Z Chesnoff

25 DAVID Z. CHESNOFF, ESQ.

26 *Pro Hac Vice*

27 RICHARD A. SCHONFELD, ESQ.

28 California Bar No. 202182

MEMORANDUM OF POINTS AND AUTHORITIES

As a Supplement to ECF No. 70 (May 21, 2024), the attached Declaration of Counsel sets forth the specific medications that Mr. Smirnov requires to treat his deteriorating eye disease.

DATED this 22nd day of May, 2024.

Respectfully Submitted:

CHESNOFF & SCHONFELD

/s/ David Z Chesnoff

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Pro Hac Vice

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Attorneys for Defendant

ALEXANDER SMIRNOV

DECLARATION OF COUNSEL

I, David Z. Chesnoff, do hereby declare that the following statements are true and correct:

1. I am co-counsel of record for Defendant Alexander Smirnov in this case.
2. On May 21, 2024, Mr. Smirnov, through counsel, filed with this Honorable Court the following document: “Defendant’s Second Renewed Emergency *Ex Parte* Motion For (1) Provision of Eye Drops, and (2) A Court Ordered Medical Furlough Under 18 U.S.C. § 3142(i) For Eye Surgery With Dr. H. George Tanaka,” entered in the docket as ECF No. 70.
3. On the morning of May 22, 2024, undersigned counsel communicated with Dr. H. George Tanaka, who advised as to the specific eye drops required by Mr. Smirnov:
 - a. Timolo
 - b. Brinzolamide (Azopt)
 - c. Bimatoprost (Lumigan)
4. Undersigned counsel affirms that the following counsel for the government are being notified by email of this Supplement to ECF No. 70:

Derek Edward Hines
US Department of Justice
Office of Special Counsel David C. Weiss
950 Pennsylvania Avenue NW Room B-200
Washington, DC 20530
771-217-6091
Email: deh@usdoj.gov


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14 Sean F Mulryne
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18 202-430-4880
19 Email: sfm@usdoj.gov

20 I declare under penalty of perjury under the laws of the United States of America that the
21 foregoing is true and correct.

22 Executed on this 22nd day of May, 2024.

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DAVID Z. CHESNOFF

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of May, 2024, I caused the forgoing document to be filed electronically with the Clerk of the Court through the CM/ECF system for filing; and served on counsel of record via the Court's CM/ECF system.

/s/ Camie Linnell
Employee of Chesnoff & Schonfeld